

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

**CTD NETWORKS LLC,**

Plaintiff,

v.

**MICROSOFT CORPORATION,**

Defendant.

**No. 6:22-cv-01049-XR**

**DECLARATION OF MELISSA R. SMITH IN SUPPORT OF  
MICROSOFT CORPORATION'S MOTION TO DISMISS**

I, Melissa R. Smith, declare the following:

1. I am an attorney with the law firm Gillam & Smith LLP. My office is located at 303 South Washington Avenue, Marshall, Texas 75670.
2. I represent Defendant Microsoft Corporation, and have been admitted to practice before this Court, in this action.
3. I submit this declaration in support of Defendant Microsoft Corporation's Motion to Dismiss.
4. Attached as Exhibit 1 is a true and correct copy of the webpage at <https://learn.microsoft.com/en-us/microsoft-365/security/defender-endpoint/microsoft-defender-endpoint?view=o365-worldwide>, last visited December 27, 2022 ("MDE Documentation").
5. Attached as Exhibit 2 is a true and correct copy of the webpage at <https://learn.microsoft.com/en-us/azure/defender-for-cloud/defender-for-cloud-introduction>), last visited December 27, 2022 ("MDC Documentation").

6. I declare under penalty of perjury that the foregoing is true and correct.

Executed this 30th day of December 2022.

/s/ *Melissa R. Smith*  
Melissa R. Smith